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October 11, 2023

By ECF

The Honorable Kenneth M. Karas
The Hon. Charles L. Briant Jr.
Federal Building and United States Courthouse
300 Quarropas Street, Chambers 533
White Plains, NY 10601-4150

Re: *GlobalFoundries U.S. Inc. v.*
International Business Machines Corporation,
Case No. 7:23-cv-03348-KMK-AEK

Dear Judge Karas:

We write on behalf of Defendant International Business Machines Corporation ("IBM") to request an order under Your Honor's Individual Rule IX authorizing the sealed filing of IBM's October 11, 2023 Reply Memorandum of Law in Further Support of IBM's Motion to Dismiss the Complaint filed by Plaintiff GlobalFoundries, U.S. Inc. ("GF") in the above referenced action. (ECF No. 103).

IBM's reply memorandum of law contains confidential business information. On May 11, 2023, the Court granted Plaintiff's application to permanently maintain the sealed, unredacted Complaint filed in Dkt. No. 23-MC-111. (ECF No. 37.) The document IBM seeks to file under seal includes text from that Complaint that the Court already has ordered to be permanently maintained under seal.

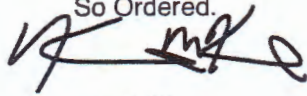
Respectfully submitted,

/s/ Robert A. Atkins
Robert A. Atkins

cc: All counsel of record (via ECF)

Granted.

So Ordered.

A handwritten signature in black ink, appearing to be "MK" followed by a flourish.

10/12/23